

**To:** Brown, Jaime[brown.jaime@epa.gov]  
**From:** Carla Morgan  
**Sent:** Wed 10/26/2016 9:22:36 PM  
**Subject:** FW: 5028 Kennedy / 5025 Melville

Jaime:

Apparently, the City owns two separate lots in Zone 2, which were acquired by tax sale from Latasha Smith, which are adjacent to day cares she operates. The City owned properties will be on the Board of Works agenda to approve the remediation. I also need to know the contamination levels on the City owned parcels.

City Owned	Adjacent to Daycare	Ex. 6 - Personal Privacy
5028 Kennedy Parcel No. 45-03-33-132-033.000-024		Ex. 6 - Personal Privacy
5025 Melville Parcel No. 45-03-33-132-011.000-024		Ex. 6 - Personal Privacy

-----  
Carla Morgan

City Attorney

City of East Chicago

(219) 391-8291 | (219) 391-8200

(219) 391-7011 Fax

email: [CMorgan@EastChicago.com](mailto:CMorgan@EastChicago.com)

[www.EastChicago.com](http://www.EastChicago.com)

**From:** Carla Morgan  
**Sent:** Wednesday, October 26, 2016 3:37 PM  
**To:** Richard Morrisroe  
**Cc:** Enedina Rodriguez  
**Subject:** 5028 Kennedy

Mr. Morrisroe:

As we discussed, we need to work out the ownership issues for 5028 Kennedy, which is targeted for remediation by the EPA in the next few weeks. The key issue is that it is adjacent to a home [REDACTED] Both the City owned parcel, and [REDACTED] in the near term. The City owned lot has the higher levels of contamination.

It appears that the City acquired the parcel at 5028 Kennedy from the Tax Sale on 1/10/2014. The previous owners (who owned it from 1/11/2005 to 1/10/2014) were:

[REDACTED]  
**Ex. 6 - Personal Privacy**

East Chicago, IN 46312

The adjacent property owner's contact information is:

[REDACTED]  
**Ex. 6 - Personal Privacy**

East Chicago, IN 46312

[REDACTED]  
**Ex. 6 - Personal Privacy**

Please research the laws on selling a lot to an adjacent property owner in light of the fact that the owners lost the property via tax sale. I'm concerned about liability issues, not just related to the Superfund and remediation issues, but related to the fact that the adjacent day care has continued to have access to this property – The City would have to absorb the expense of fencing it, and could be brought into a suit if a child is injured on the 5028 Kennedy property.

Please prioritize this, and email a recommendation on the fastest way to sell it to an adjacent property owner under the given circumstances.

Thanks,

Carla

-----

Carla Morgan

City Attorney

City of East Chicago

(219) 391-8291 | (219) 391-8200

(219) 391-7011 Fax

email: [CMorgan@EastChicago.com](mailto:CMorgan@EastChicago.com)

[www.EastChicago.com](http://www.EastChicago.com)

**CONFIDENTIALITY NOTICE:** This email, including any attachments is covered by the Electronic Communications Privacy Act, 18 U.S.C. §§ 2510-2521, is confidential and may be legally privileged (including, without limitation, attorney-client privilege) or contain non-disclosable public records as defined by Indiana Code 5-14-3 et. seq. If you are not the intended recipient, you are hereby notified that any retention, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this message in error, please notify the sender, and permanently delete it immediately.

